

UNITED STATES OF AMERICA)
)
)
 v.)
)
)
 HENRY KYLE FRESE,)
)
)
 Defendant.)
)

HENRY KYLE FRESE,)
)
 Defendant.)
)

Defendant, Henry Kyle Frese, through undersigned counsel, respectfully asks this Honorable Court to enter the attached Order granting Pretrial Services permission to return his passport to undersigned counsel. In support of his request, Mr. Frese provides the following:

- 1

5. Because Mr. Frese fulfilled the terms of his pretrial release conditions without incident and is now in the custody of the BOP, he respectfully asks this Court to enter an order directing Pretrial Services to return his passport to undersigned counsel.
6. Should the Court grant this motion, undersigned counsel will provide Mr. Frese's passport to his parents for safe-keeping pending his release from incarceration.
7. Despite the return of his passport, Mr. Frese understands that, even upon his release from custody, he will not be allowed to travel while on supervised release without the consent and approval of the U.S. Probation Office and/or this Court.
8. Undersigned counsel has conferred with counsel for the United States who has indicated that the government does not oppose the release of Mr. Frese's passport to undersigned counsel.

WHEREFORE Mr. Frese respectfully requests that this Honorable Court enter the attached order authorizing Pretrial Services to return his passport to undersigned counsel.

Dated: November 17, 2020

Respectfully submitted,

HENRY KYLE FRESE
By Counsel

/s/ Stuart A. Sears
Stuart A. Sears
VA Bar 71436
SCHERTLER ONORATO MEAD & SEARS, LLP
901 New York Avenue, NW
Suite 500 West
Washington, DC 20001
Ph: 202-628-4199
Fax: 202-628-4177
ssears@schertlerlaw.com

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of November 2020, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to all counsel of record involved in the case.

/s/ Stuart A. Sears _____
Stuart A. Sears
VA Bar 71436
SCHERTLER ONORATO MEAD & SEARS, LLP
901 New York Avenue, NW
Suite 500 West
Washington, DC 20001
Ph: 202-628-4199
Fax: 202-628-4177
ssears@schertlerlaw.com